

08 MAY 2006 PC1

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage. Envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: May 3, 2006 Name: Sandra R. Gillespie Signature:

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Peter Leonard Fraenkel

Appln. No.: 10/549,343

Filed: September 14, 2005

For: SUBMERGED WATER CURRENT
TURBINES INSTALLED ON A DECK

Attorney Docket No: 11226/009

Examiner: Unknown

Art Unit: Unknown

MAIL STOP AMENDMENT

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

☒ Transmittal duplicate; Response to Notice to File Missing Requirements; Notice to File Missing Parts-Part 2; Combined Declaration and Power of Attorney

☒ Return Receipt Postcard

Fee calculation:

☐ No additional fee is required.

☐ Small Entity.

☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).

☒ A petition or surcharge in an amount of \$65.00 under 37 C.F.R. § 1.16(e).

☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

☒ Please charge Deposit Account No. 23-1925 in the amount of \$65.00. A copy of this Transmittal is enclosed for this purpose.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

5/3/06

A. James Richardson (Reg. No. 26,983)

05/16/2006 GFREY1 00000135 231925 10549343

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I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on May 3, 2006




Sondra R. Gillespie

Case No. 11226/009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter Leonard Fraenkel

Serial No.: 10/549,343

Filed: I.A. March 24, 2004

For: SUBMERGED WATER CURRENT
TURBINES INSTALLED ON A
DECK

Attention: Manager,
Application Branch

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

MAIL STOP MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 25, 2006, a copy of which is attached, enclosed herewith for filing are the following documents:


- ☒ Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.
- ☐ Applicant:
 - ☐ claims small entity status. See 37 CFR1.27.
 - ☐ is other than small entity
- ☒ Fees totaling \$65.00 for:

- ☐ Filing Fee of \$ ____.
- ☒ Surcharge of \$65.00.
- ☐ Additional Claim Fees of \$ ____.
- ☐ Search Fee of \$ ____.
- ☐ Examination Fee of \$ ____.
- ☐ Extension of Time Fee of \$ ____.
- ☐ Application Size Fee (for each additional 50 sheets that exceeds 100 sheets, including specification and drawings) of \$ ____.
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: ____.
- ☒ The Commissioner is hereby authorized to charge the above fees or credit overpayment to Deposit Account No. 23-1925 in accordance with the attached Transmittal Sheet.

Respectfully submitted,

Dated:

5/3/06


A. James Richardson
Registration No. 26,983
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE
ONE INDIANA SQUARE, SUITE 1600
INDIANAPOLIS, IN 46204
317-636-0886



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,343	Peter Leonard Fraenkel	11226/009

INTERNATIONAL APPLICATION NO.
PCT/GB04/01284

I.A. FILING DATE	PRIORITY DATE
03/24/2004	03/25/2003

27879
INDIANAPOLIS OFFICE 27879
BRINKS HOFER GILSON & LIONE
ONE INDIANA SQUARE, SUITE 1600
INDIANAPOLIS, IN 46204-2033

CONFIRMATION NO. 6702

371 FORMALITIES LETTER



OC000000018606018

Date Mailed: 04/25/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/14/2005
- Copy of the International Search Report filed on 09/14/2005
- Preliminary Amendments filed on 09/14/2005
- Oath or Declaration filed on 09/14/2005
- U.S. Basic National Fees filed on 09/14/2005
- Priority Documents filed on 09/14/2005

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GILSON & LIONE

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,343	PCT/GB04/01284	11226/009